

**FILED**

JUL 22 2014

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

**JUDICIAL COUNCIL  
OF THE NINTH CIRCUIT**

**IN RE COMPLAINT OF  
JUDICIAL MISCONDUCT**

No. 13-90144

**ORDER**

**KOZINSKI**, Chief Judge:

Complainant, a pro se litigant, alleges that a district judge made erroneous rulings and improperly dismissed three civil cases. These allegations relate directly to the merits of the judge’s rulings and must therefore be dismissed. See 28 U.S.C. § 352(b)(1)(A)(ii); In re Charge of Judicial Misconduct, 685 F.2d 1226, 1227 (9th Cir. Jud. Council 1982); Judicial-Conduct Rule 11(c)(1)(B).

Complainant further alleges that the district judge was biased against him. But adverse rulings do not prove bias and complainant offers no other evidence to support this claim. Thus, this allegation must also be dismissed. See In re Complaint of Judicial Misconduct, 631 F.3d 961, 963 (9th Cir. Jud. Council 2011); 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

Complainant accuses the district judge of “tak[ing] over every case [he has] filed” and then looking “for a way to get rid of them.” An individual “has no right to any particular procedure for the selection of the judge” and is only “entitled to

have that decision made in a manner free from bias or the desire to influence the outcome of the proceedings.” Cruz v. Abbate, 812 F.2d 571, 574 (9th Cir. 1987).

Complainant has presented no evidence that the assignment of his cases to the subject judge departed in any manner from the district’s normal assignment process, and so these charges are dismissed as unfounded. See 28 U.S.C. § 352(b)(1)(A)(iii); Judicial-Conduct Rule 11(c)(1)(D).

**DISMISSED.**